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UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT TACOMA

9 COMMANDER EMILY SHILLING, et al.,

10 Plaintiffs,

11 v.

12 DONALD J. TRUMP, in his official capacity as
13 President of the United States; et al.,

14 Defendants.

No. 2:25-cv-241-BHS

AMENDED [PROPOSED] ORDER
GRANTING PLAINTIFFS' MOTION
FOR PRELIMINARY INJUNCTION

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AMENDED [PROPOSED] ORDER
GRANTING MOTION FOR
PRELIMINARY INJUNCTION
CASE NO. 2:25-CV-241-BHS

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Having considered the Plaintiffs' Motion for a Preliminary Injunction, the memorandum in support, and the entire record herein, and having otherwise been fully advised, the Court finds there is good cause to **GRANT** the motion and hereby **ORDERS** as follows:

The Court may issue a preliminary injunction when a plaintiff establishes that "he is likely to succeed on the merits, that he is likely to suffer irreparable harm in the absence of preliminary relief, that the balance of equities tips in his favor, and that an injunction is in the public interest." *Winter v. Nat. Res. Def. Council, Inc.*, 555 U.S. 7, 20 (2008). The Court finds that Plaintiffs have carried their burden to satisfy each of those factors and that immediate relief is appropriate.

Therefore, it is hereby **ORDERED** that Plaintiffs' request for a Preliminary Injunction is **GRANTED**.

It is **FURTHER ORDERED** that Defendants Peter Hegseth, in his official capacity as Secretary of Defense; United States Department of Defense; Mark Averill, in his official capacity as Acting Secretary of the Army; United States Department of the Army; Terence Emmert, in his official capacity as Acting Secretary of the Navy; United States Department of the Navy; Gary Ashworth, in his official capacity as Acting Secretary of the Air Force; United States Department of the Air Force; and their subagencies, agents, employees, representatives, successors, and any other person or entity subject to their control or acting directly or indirectly in concert with them, are enjoined from implementing, administering, or enforcing Executive Order No. 14183 and related guidance and directives, including: (1) any separation, discharge, adverse action, retaliation; and (2) any denial of promotion, reenlistment, continuation of service, accession, appointment, or medically indicated transition-related health care on a timely basis, on the basis that an individual is transgender or has a history of gender dysphoria;

It is **FURTHER ORDERED** that Plaintiffs Emily Shilling, Blake Dremann, Geirid Morgan, Cathrine Schmid, Jane Doe, Videl Leins, Sierra Moran, and transgender active-duty members of Plaintiff Gender Justice League may not be separated or discharged from the military, denied reenlistment, demoted, denied promotion, denied medically indicated transition-related

1 health care on a timely basis, or otherwise receive adverse treatment, differential terms of service,
 2 or disruption of their status quo, on the basis that they are transgender or have a history of gender
 3 dysphoria;

4 It is **FURTHER ORDERED** that the applications of Plaintiffs Emily Shilling, Blake
 5 Dremann, and any transgender active-duty member of Plaintiff Gender Justice League who has
 6 applied for voluntary separation, including under the Temporary Early Retirement Authority
 7 (TERA), pursuant to Executive Order No. 14183 and any related guidance and directives, be held
 8 in abeyance; that such servicemembers not be placed in administrative non-deployable status; and
 9 that any chosen separation or retirement date pursuant to such applications be tolled during the
 10 pendency of this case;

11 It is **FURTHER ORDERED** that provided that he otherwise meets applicable standards
 12 for accession, Plaintiff Matthew Medina may not be denied the opportunity to accede to military
 13 service on the basis of transgender status, including a history of gender dysphoria, and once
 14 enlisted, may not be denied promotion, reenlistment, medically indicated transition-related health
 15 care on a timely basis, or any other equal terms of service on the basis that he is transgender; and

16 It is **FURTHER ORDERED** that provided that they otherwise meet applicable standards
 17 for accession, transgender members of Plaintiff Gender Justice League who are not active-duty
 18 members of the armed forces, but have taken concrete steps to join the armed forces, may not be
 19 denied the opportunity to accede to military service on the basis of transgender status, including a
 20 history of gender dysphoria, and once enlisted, may not be denied promotion, reenlistment,
 21 medically indicated transition-related health care on a timely basis, or any other equal terms of
 22 service on the basis that they are transgender.

1 DATED this ____ day of _____, 2025.
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Honorable Benjamin H. Settle
United States District Court Judge

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1 DATED: March 25, 2025

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